

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

CONSUMER CELLULAR, INC.,  
an Oregon corporation,

3:15-CV-01908-PK

ORDER

Plaintiff,

v.

CONSUMERAFFAIRS.COM, INC.,  
a Nevada corporation; CONSUMERS  
UNIFIED, LLC, a Nevada limited  
liability company; and DAVID  
ZACHARY CARMAN,

Defendants.

BROWN, Judge.

Magistrate Judge Paul Papak issued Findings and Recommendation (#32) on February 29, 2016, in which he recommends the Court deny Defendants' ORS 31.150 Special Motion (#9) to Strike Plaintiff's Claims. Defendants filed timely Objections to the Findings and Recommendation. The matter is now before this

Court pursuant to 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b).

When any party objects to any portion of the Magistrate Judge's Findings and Recommendation, the district court must make a *de novo* determination of that portion of the Magistrate Judge's report. 28 U.S.C. § 636(b)(1). *See also Dawson v. Marshall*, 561 F.3d 930, 932 (9<sup>th</sup> Cir. 2009); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9<sup>th</sup> Cir. 2003) (*en banc*).

This Court has carefully considered Defendants' Objections and concludes they do not provide a basis to modify the Findings and Recommendation. The Court also has reviewed the pertinent portions of the record *de novo* and does not find any error in the Magistrate Judge's Findings and Recommendation.

### CONCLUSION

The Court **ADOPTS** Magistrate Judge Papak's Findings and Recommendation (#32) and, therefore, **DENIES** Defendants' ORS 31.150 Special Motion (#9) to Strike Plaintiff's Claims.

IT IS SO ORDERED.

DATED this 2nd day of June, 2016.

/s/ Anna J. Brown

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ANNA J. BROWN  
United States District Judge